

1 CARI K. DAWSON (GA SBN 213490)  
2 Email: cari.dawson@alston.com  
3 **ALSTON + BIRD LLP**  
4 1201 West Peachtree Street  
5 Atlanta, GA 30309  
6 Telephone: (404) 881-7766  
7 Facsimile: (404) 253-8567

8 LISA GILFORD (CA SBN 171641)  
9 Email: lisa.gilford@alston.com  
10 **ALSTON + BIRD LLP**  
11 333 South Hope Street, 16<sup>th</sup> Floor  
12 Los Angeles, CA 90071  
13 Telephone: (213) 576-1000  
14 Facsimile: (213) 576-1100

15 *Lead Defense Counsel for Economic*  
16 *Loss Cases*

VINCENT GALVIN, JR. (CA SBN 104448)  
Email:  
vincent.galvinjr@bowmanandbrooke.com  
**BOWMAN AND BROOKE**  
1741 Technology Drive, Suite 200  
San Jose, CA 95110  
Telephone: (408) 279-5393  
Facsimile: (408) 279-5845

JOEL SMITH (SC SBN 5266)  
Email: joel.smith@bowmanandbrooke.com  
**BOWMAN AND BROOKE**  
1441 Main Street, Suite 1200  
Columbia, SC 29201  
Telephone: (803) 726-7420  
Facsimile: (803) 726-7421

*Lead Defense Counsel for Personal*  
*Injury/Wrongful Death Cases*

11  
12  
13 **UNITED STATES DISTRICT COURT**  
14 **CENTRAL DISTRICT OF CALIFORNIA**

15 IN RE: TOYOTA MOTOR CORP.  
16 UNINTENDED ACCELERATION  
17 MARKETING, SALES PRACTICES, AND  
18 PRODUCTS LIABILITY LITIGATION

19 This document relates to:

20 **ALL ECONOMIC LOSS CASES**  
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Case No.: 8:10ML2151 JVS (FMOx)

**DECLARATION OF CARI K.  
DAWSON IN SUPPORT OF (1)  
TOYOTA'S RESPONSE TO  
CERTAIN ECONOMIC LOSS  
PLAINTIFFS' MOTION FOR THE  
APPLICATION OF CALIFORNIA  
LAW AND (2) TOYOTA'S CROSS-  
MOTION FOR CHOICE-OF-LAW  
DETERMINATION AS TO ALL  
ECONOMIC LOSS CASES AND  
PLAINTIFFS BEFORE THIS  
COURT**

Date: May 16, 2011  
Time: 3:00 p.m.  
Location: Court Room 10C  
Judicial Officer: Hon. James V. Selna

**DECLARATION OF CARI K. DAWSON**

I, Cari K. Dawson, declare and state as follows:

1. I am an attorney duly admitted to practice in this Court pro hac vice and am a partner with the law firm of Alston & Bird, LLP, counsel of record for the Toyota defendants. I am co-lead defense counsel for the economic loss class actions in this litigation. I make this declaration in support of (1) Toyota's Response to Certain Economic Loss Plaintiffs' Motion for the Application of California Law and (2) Toyota's Cross-Motion for Choice-of-Law Determination as to All Economic Loss Cases and Plaintiffs Before this Court. I am familiar with the files and records in this action and of the facts set forth in this declaration. If called as a witness, I could and would testify competently to such facts.

2. Attached hereto as **Exhibit A** is a true and correct copy of a chart detailing facts for the Non-California Plaintiffs prepared to illustrate that those Plaintiffs who do not live in California do not have the requisite contacts with California to justify having California law apply to their claims.

3. Attached hereto as **Exhibit B** is a true and correct copy of a chart prepared to assist the Court in conducting a choice of law analysis under the choice-of-law rules for all of the transferor courts and by summarizing those rules.

4. Attached hereto as **Exhibit C** is a true and correct copy of a chart comparing Plaintiffs' allegations to the actual evidence in the record from Plaintiffs' Fact Sheet responses, stipulations, and deposition testimony. This chart has been prepared to illustrate that the evidence obtained contradicts the factual allegations that Plaintiffs' rely upon in support of their motion for the application of California law.

5. Attached hereto as **Exhibit D** is a true and correct copy of a chart prepared to assist the Court in identifying state law variations relating to whether a manifestation of defect is required to recover on Plaintiffs' claims.

1           6. Attached hereto as **Exhibit E** is a true and correct copy of a chart  
2 prepared to assist the Court in identifying state law variations in consumer protection  
3 laws.

4           7. Attached hereto as **Exhibit F** is a true and correct copy of a chart  
5 prepared to assist the Court in identifying state law variations in express warranty  
6 laws.

7           8. Attached hereto as **Exhibit G** is a true and correct copy of a chart  
8 prepared to assist the Court in identifying state law variations in implied warranty  
9 laws.

10          9. Attached hereto as **Exhibit H** is a true and correct copy of a chart  
11 prepared to assist the Court in identifying state law variations in common law fraud.

12          10. Attached hereto as **Exhibit I** is a true and correct copy of a chart  
13 prepared to assist the Court in identifying state law variations in unjust enrichment  
14 laws.

15          11. Attached hereto as **Exhibit J** is a true and correct copy of a chart  
16 prepared to assist the Court in identifying state law variations in the availability of  
17 common law warranty and contract claims.

18          12. The deposition of Ernest Bastien was conducted on September 9, 2010.  
19 Attached hereto as **Exhibit K** is a true and correct copy of the certified transcript and  
20 exhibits for Mr. Bastien's deposition.

21          13. The deposition of Dionne Colvin was conducted on September 17, 2010.  
22 Attached hereto as **Exhibit L** is a true and correct copy of the certified transcript and  
23 exhibits for Ms. Colvin's deposition.

24          14. The deposition of Steve Curtis was conducted on October 26, 2010.  
25 Attached hereto as **Exhibit M** is a true and correct copy of the certified transcript and  
26 exhibits for Mr. Curtis' deposition.

1           15. The deposition of Masanori Hirose was conducted on October 7 and 8,  
2 2010. Attached hereto as **Exhibit N.1** is a true and correct copy of the certified  
3 transcript and exhibits for Mr. Hirose's October 7, 2010 deposition. Attached hereto  
4 as **Exhibit N.2** is a true and correct copy of the certified transcript and exhibits for Mr.  
5 Hirose' October 8, 2010 deposition.

6           16. The deposition of Hijame Kitamura was conducted on November 4 and 5  
7 2010. Attached hereto as **Exhibit O.1** is a true and correct copy of the certified  
8 transcript and exhibits for Mr. Kitamura's November 4, 2010 deposition. Attached  
9 hereto as **Exhibit O.2** is a true and correct copy of the certified transcript and exhibits  
10 for Mr. Kitamura's November 5, 2010 deposition.

11           17. The deposition of Robert Landis was conducted on August 30, 2010.  
12 Attached hereto as **Exhibit P** is a true and correct copy of the certified transcript and  
13 exhibits for Mr. Landis' deposition.

14           18. The deposition of John Lang was conducted on September 28, 2010.  
15 Attached hereto as **Exhibit Q** is a true and correct copy of the certified transcript and  
16 exhibits for Mr. Lang's deposition.

17           19. The deposition of Tsutomu Miyazaki was conducted on October 21 and  
18 22, 2010. Attached hereto as **Exhibit R.1** is a true and correct copy of the certified  
19 transcript and exhibits for Mr. Miyazaki's October 21, 2010 deposition. Attached  
20 hereto as **Exhibit R.2** is a true and correct copy of the certified transcript and exhibits  
21 for Mr. Miyazaki's October 22, 2010 deposition.

22           20. The deposition of Takashi Nakanishi was conducted on October 21 and  
23 22, 2010. Attached hereto as **Exhibit S.1** is a true and correct copy of the certified  
24 transcript and exhibits for Mr. Nakanishi's October 21, 2010 deposition. Attached  
25 hereto as **Exhibit S.2** is a true and correct copy of the certified transcript and exhibits  
26 for Mr. Nakanishi's October 22, 2010 deposition.

1        21. The deposition of Kevin Ro was conducted on October 15, 2010.  
2 Attached hereto as **Exhibit T** is a true and correct copy of the certified transcript and  
3 exhibits for Mr. Ro's deposition.

4        22. The deposition of Kojiro Tanaka was conducted on September 23, 2010.  
5 Attached hereto as **Exhibit U** is a true and correct copy of the certified transcript and  
6 exhibits for Mr. Tanaka's deposition.

7        23. The deposition of Robert Waltz was conducted on September 10, 2010.  
8 Attached hereto as **Exhibit V** is a true and correct copy of the certified transcript and  
9 exhibits for Mr. Waltz's deposition.

10       24. The deposition of Robert Young was conducted on October 25, 2010.  
11 Attached hereto as **Exhibit W** is a true and correct copy of the certified transcript and  
12 exhibits for Mr. Young's deposition.

13       25. The deposition of Lucy Barker was conducted on February 26, 2011.  
14 Attached hereto as **Exhibit X** is a true and correct copy of the certified transcript and  
15 exhibits for Ms. Barker's deposition.

16       26. The deposition of Wanda Bosse was conducted on February 23, 2011.  
17 Attached hereto as **Exhibit Y** is a true and correct copy of the certified transcript and  
18 exhibits for Ms. Bosse's deposition.

19       27. The deposition of Alexander Farrugia was conducted on February 17 and  
20 24, 2011. Attached hereto as **Exhibit Z.1** is a true and correct copy of the certified  
21 transcript and exhibits for Mr. Farrugia's February 17, 2011 deposition. Attached  
22 hereto as **Exhibit Z.2** is a true and correct copy of the certified transcript and exhibits  
23 for Mr. Farrugia's February 24, 2011 deposition.

24       28. The deposition of Carole Fisher was conducted on February 25, 2011.  
25 Attached hereto as **Exhibit AA** is a true and correct copy of the certified transcript  
26 and exhibits for Ms. Fisher's deposition.

1        29. The deposition of Connie Kamphaus was conducted on February 21,  
2 2011. Attached hereto as **Exhibit BB** is a true and correct copy of the certified  
3 transcript and exhibits for Ms. Kamphaus' deposition.

4        30. The deposition of Patrick Mann was conducted on March 8, 2011.  
5 Attached hereto as **Exhibit CC** is a true and correct copy of the certified transcript  
6 and exhibits for Mr. Mann's deposition.

7        31. The deposition of Alison Oliver was conducted on February 22, 2011.  
8 Attached hereto as **Exhibit DD** is a true and correct copy of the certified transcript  
9 and exhibits for Ms. Oliver's deposition.

10       32. The deposition of Karen Pedigo was conducted on March 2, 2011.  
11 Attached hereto as **Exhibit EE** is a true and correct copy of the certified transcript and  
12 exhibits for Ms. Pedigo's deposition.

13       33. The deposition of Georgeann Whelan was conducted on February 23,  
14 2011. Attached hereto as **Exhibit FF** is a true and correct copy of the certified  
15 transcript and exhibits for Mr. Whelan's deposition.

16       34. The deposition of Carole Young was conducted on February 22, 2011.  
17 Attached hereto as **Exhibit GG** is a true and correct copy of the certified transcript  
18 and exhibits for Ms. Young's deposition.

19       35. The deposition of Dionne Colvin was conducted on February 22, 2011.  
20 Attached hereto as **Exhibit HH** is a true and correct copy of the certified transcript  
21 and exhibits for Ms. Colvin's deposition.

22       36. The deposition of Barry Hare was conducted on February 23, 2011.  
23 Attached hereto as **Exhibit II.1** is a true and correct copy of the certified transcript  
24 and exhibits for Mr. Hare's deposition in his capacity as the F.R.C.P. 30(b)(6)  
25 designee on behalf Toyota Motor Corporation and Toyota Motor Sales. Attached  
26 hereto as **Exhibit II.2** is a true and correct copy of the certified transcript and exhibits  
27 for Mr. Hare's deposition in his capacity as the F.R.C.P. 30(b)(6) designee on behalf  
28

1 of Toyota Motor Corporation regarding Toyota Technical Center U.S.A., Inc.

2 37. The deposition of Doug Stevens was conducted on February 25, 2011.  
3 Attached hereto as **Exhibit JJ** is a true and correct copy of the certified transcript and  
4 exhibits for Mr. Stevens' deposition.

5 38. Attached hereto as **Exhibits KK.1** through **KK.14** are true and correct  
6 copies of Toyota's written discovery responses for Toyota's Response to Certain  
7 Economic Loss Plaintiffs' Motion for the Application of California Law.

8 a. Attached hereto as **Exhibit KK.1** is a true and correct copy of  
9 Toyota Motor Corporation's Responses to Economic Loss  
10 Plaintiffs First Set of Interrogatories.

11 b. Attached hereto as **Exhibit KK.2** is a true and correct copy of  
12 Toyota Motor Corporation's Responses to Economic Loss  
13 Plaintiffs' First Set of Interrogatories Subject to the Stipulated  
14 Protective Order Dated July 16, 2010.

15 c. Attached hereto as **Exhibit KK.3** is a true and correct copy of  
16 Toyota Motor Sales, U.S.A., Inc.'s Responses to Economic Loss  
17 Plaintiffs' First Set of Interrogatories.

18 d. Attached hereto as **Exhibit KK.4** is a true and correct copy of  
19 Toyota Motor Sales, U.S.A., Inc.'s Responses to Economic Loss  
20 Plaintiffs' First Set of Interrogatories Subject to the Stipulated  
21 Protective Order Dated July 16, 2010.

22 e. Attached hereto as **Exhibit KK.5** is a true and correct copy of  
23 Toyota Motor Sales, U.S.A., Inc.'s First Supplemental Responses  
24 to Economic Loss Plaintiffs' First Set of Interrogatories Subject to  
25 the Stipulated Protective Order Dated July 16, 2010.

26 f. Attached hereto as **Exhibit KK.6** is a true and correct copy of  
27 Toyota Motor Sales, U.S.A., Inc.'s Second Supplemental  
28

- Responses to Economic Loss Plaintiffs' First Set of Interrogatories.
- g. Attached hereto as **Exhibit KK.7** is a true and correct copy of Toyota Motor Sales, U.S.A., Inc.'s Second Supplemental Responses to Economic Loss Plaintiffs' First Set of Interrogatories Subject to the Stipulated Protective Order Dated July 16, 2010.
- h. Attached hereto as **Exhibit KK.8** is a true and correct copy of Toyota Motor Sales, U.S.A., Inc.'s Third Supplemental and Amended Responses to Economic Loss Plaintiffs' First Set of Interrogatories Subject to the Stipulated Protective Order Dated July 16, 2010.
- i. Attached hereto as **Exhibit KK.9** is a true and correct copy of Toyota Motor Corporation's Responses to Economic Loss Plaintiffs' Second Set of Interrogatories.
- j. Attached hereto as **Exhibit KK.10** is a true and correct copy of Toyota Motor Sales, U.S.A., Inc.'s Responses to Economic Loss Plaintiffs' Second Set of Interrogatories.
- k. Attached hereto as **Exhibit KK.11** is a true and correct copy of Defendant Toyota Motor Corporation's Responses to Economic Loss Plaintiffs' Third Set of Interrogatories.
- l. Attached hereto as **Exhibit KK.12** is a true and correct copy of Defendant Toyota Motor Sales, U.S.A., Inc.'s Responses to Economic Loss Plaintiffs' Third Set of Interrogatories.
- m. Attached hereto as **Exhibit KK.13** is a true and correct copy of Toyota Motor Corporation's Responses to Economic Loss Plaintiffs' Second Set of Requests for Admission.
- n. Attached hereto as **Exhibit KK.14** is a true and correct copy of Toyota Motor Sales, U.S.A., Inc.'s Responses to Economic Loss

Plaintiffs' Second Set of Requests for Admission.

39. Attached hereto as Exhibits **LL.1** through **LL.76** are true and correct copies of stipulations related to choice of law for all Plaintiffs.

- a. Attached hereto as **Exhibit LL.1** is a true and correct copy of stipulations related to choice of law for plaintiff Adam Aleszczyk.
- b. Attached hereto as **Exhibit LL.2** is a true and correct copy of stipulations related to choice of law for plaintiff Kathleen Allen.
- c. Attached hereto as **Exhibit LL.3** is a true and correct copy of stipulations related to choice of law for plaintiff Jude Anheluk.
- d. Attached hereto as **Exhibit LL.4** is a true and correct copy of stipulations related to choice of law for plaintiff Kathleen Atwater
- e. Attached hereto as **Exhibit LL.5** is a true and correct copy of stipulations related to choice of law for plaintiff Dale Baldisseri.
- f. Attached hereto as **Exhibit LL.6** is a true and correct copy of stipulations related to choice of law for plaintiff Barker, Joel & Lucy
- g. Attached hereto as **Exhibit LL.7** is a true and correct copy of stipulations related to choice of law for plaintiff Richard Benjamin.
- h. Attached hereto as **Exhibit LL.8** is a true and correct copy of stipulations related to choice of law for plaintiff Albert & Wanda Bosse.
- i. Attached hereto as **Exhibit LL.9** is a true and correct copy of stipulations related to choice of law for plaintiff Rich & Jan Bowling.
- j. Attached hereto as **Exhibit LL.10** is a true and correct copy of stipulations related to choice of law for plaintiff Brandon Bowron.
- k. Attached hereto as **Exhibit LL.11** is a true and correct copy of

- 1 stipulations related to choice of law for plaintiff Vanessa Bozeman.
- 2 l. Attached hereto as **Exhibit LL.12** is a true and correct copy of
- 3 stipulations related to choice of law for plaintiff Karina Bradzys.
- 4 m. Attached hereto as **Exhibit LL.13** is a true and correct copy of
- 5 stipulations related to choice of law for plaintiff Ebony Brown.
- 6 n. Attached hereto as **Exhibit LL.14** is a true and correct copy of
- 7 stipulations related to choice of law for plaintiff Deshawna Carter.
- 8 o. Attached hereto as **Exhibit LL.15** is a true and correct copy of
- 9 stipulations related to choice of law for plaintiff David and Arlene
- 10 Caylor.
- 11 p. Attached hereto as **Exhibit LL.16** is a true and correct copy of
- 12 stipulations related to choice of law for plaintiff Susan Chambers.
- 13 q. Attached hereto as **Exhibit LL.17** is a true and correct copy of
- 14 stipulations related to choice of law for plaintiff Joseph John Chant.
- 15 r. Attached hereto as **Exhibit LL.18** is a true and correct copy of
- 16 stipulations related to choice of law for plaintiff Demetra
- 17 Christopher.
- 18 s. Attached hereto as **Exhibit LL.19** is a true and correct copy of
- 19 stipulations related to choice of law for plaintiff Maria Cisneros.
- 20 t. Attached hereto as **Exhibit LL.20** is a true and correct copy of
- 21 stipulations related to choice of law for plaintiff Donna Cramer.
- 22 u. Attached hereto as **Exhibit LL.21** is a true and correct copy of
- 23 stipulations related to choice of law for plaintiff Walter Crigler.
- 24 v. Attached hereto as **Exhibit LL.22** is a true and correct copy of
- 25 stipulations related to choice of law for plaintiff Gary Davis
- 26 w. Attached hereto as **Exhibit LL.23** is a true and correct copy of
- 27 stipulations related to choice of law for plaintiff Rocco and Bridie
- 28

1 Doino.

- 2 x. Attached hereto as **Exhibit LL.24** is a true and correct copy of  
3 stipulations related to choice of law for plaintiff Hal Farrington
- 4 y. Attached hereto as **Exhibit LL.25** is a true and correct copy of  
5 stipulations related to choice of law for plaintiff Alexander  
6 Farrugia.
- 7 z. Attached hereto as **Exhibit LL.26** is a true and correct copy of  
8 stipulations related to choice of law for plaintiff Carole Fisher.
- 9 aa. Attached hereto as **Exhibit LL.27** is a true and correct copy of  
10 stipulations related to choice of law for plaintiff Maureen  
11 Fitzgerald.
- 12 bb. Attached hereto as **Exhibit LL.28** is a true and correct copy of  
13 stipulations related to choice of law for plaintiff Ann Fleming-  
14 Weaver.
- 15 cc. Attached hereto as **Exhibit LL.29** is a true and correct copy of  
16 stipulations related to choice of law for plaintiff John Flook.
- 17 dd. Attached hereto as **Exhibit LL.30** is a true and correct copy of  
18 stipulations related to choice of law for plaintiff John Geddis.
- 19 ee. Attached hereto as **Exhibit LL.31** is a true and correct copy of  
20 stipulations related to choice of law for plaintiff Susan Gonzalez.
- 21 ff. Attached hereto as **Exhibit LL.32** is a true and correct copy of  
22 stipulations related to choice of law for plaintiff Donald Graham.
- 23 gg. Attached hereto as **Exhibit LL.33** is a true and correct copy of  
24 stipulations related to choice of law for plaintiff Douglas Guilbert.
- 25 hh. Attached hereto as **Exhibit LL.34** is a true and correct copy of  
26 stipulations related to choice of law for plaintiff Joseph Hauter.
- 27 ii. Attached hereto as **Exhibit LL.35** is a true and correct copy of  
28

1 stipulations related to choice of law for plaintiff Matthew  
2 Heidenreich.

3 jj. Attached hereto as **Exhibit LL.36** is a true and correct copy of  
4 stipulations related to choice of law for plaintiff Jeremy Henson.

5 kk. Attached hereto as **Exhibit LL.37** is a true and correct copy of  
6 stipulations related to choice of law for plaintiff Barbara Jackson.

7 ll. Attached hereto as **Exhibit LL.38** is a true and correct copy of  
8 stipulations related to choice of law for plaintiff Connie Kamphaus.

9 mm. Attached hereto as **Exhibit LL.39** is a true and correct copy of  
10 stipulations related to choice of law for plaintiff Victoria and Barry  
11 Karlin.

12 nn. Attached hereto as **Exhibit LL.40** is a true and correct copy of  
13 stipulations related to choice of law for plaintiff William and  
14 Darlene Kleinfeldt.

15 oo. Attached hereto as **Exhibit LL.41** is a true and correct copy of  
16 stipulations related to choice of law for plaintiff Richard and Elise  
17 Kuhner.

18 pp. Attached hereto as **Exhibit LL.42** is a true and correct copy of  
19 stipulations related to choice of law for plaintiff John and Mary  
20 Laidlaw.

21 qq. Attached hereto as **Exhibit LL.43** is a true and correct copy of  
22 stipulations related to choice of law for plaintiff Christopher  
23 Lenney.

24 rr. Attached hereto as **Exhibit LL.44** is a true and correct copy of  
25 stipulations related to choice of law for plaintiff Monica Lowe.

26 ss. Attached hereto as **Exhibit LL.45** is a true and correct copy of  
27 stipulations related to choice of law for plaintiff Aly and Lucinda  
28

1 Mahmoud.

2 tt. Attached hereto as **Exhibit LL.46** is a true and correct copy of  
3 stipulations related to choice of law for plaintiff Priscilla Manarino-  
4 Leggett.

5 uu. Attached hereto as **Exhibit LL.47** is a true and correct copy of  
6 stipulations related to choice of law for plaintiff Patrick Mann.

7 vv. Attached hereto as **Exhibit LL.48** is a true and correct copy of  
8 stipulations related to choice of law for plaintiff Steven McDaniel.

9 ww. Attached hereto as **Exhibit LL.49** is a true and correct copy of  
10 stipulations related to choice of law for plaintiff John Moscicki.

11 xx. Attached hereto as **Exhibit LL.50** is a true and correct copy of  
12 stipulations related to choice of law for plaintiff Katherine  
13 Musgrave.

14 yy. Attached hereto as **Exhibit LL.51** is a true and correct copy of  
15 stipulations related to choice of law for plaintiff Robert Navarro.

16 zz. Attached hereto as **Exhibit LL.52** is a true and correct copy of  
17 stipulations related to choice of law for plaintiff Lawrence Nelson.

18 aaa. Attached hereto as **Exhibit LL.53** is a true and correct copy of  
19 stipulations related to choice of law for plaintiff Carl Nyquist.

20 bbb. Attached hereto as **Exhibit LL.54** is a true and correct copy of  
21 stipulations related to choice of law for plaintiff Alyson Oliver.

22 ccc. Attached hereto as **Exhibit LL.55** is a true and correct copy of  
23 stipulations related to choice of law for plaintiff Karen Pedigo.

24 ddd. Attached hereto as **Exhibit LL.56** is a true and correct copy of  
25 stipulations related to choice of law for plaintiff Peggie Perkin.

26 eee. Attached hereto as **Exhibit LL.57** is a true and correct copy of  
27 stipulations related to choice of law for plaintiff Roland Pippin.  
28

1 fff. Attached hereto as **Exhibit LL.58** is a true and correct copy of  
2 stipulations related to choice of law for plaintiff Bianca and Steven  
3 Prade.

4 ggg. Attached hereto as **Exhibit LL.59** is a true and correct copy of  
5 stipulations related to choice of law for plaintiff Thomas and  
6 Catherine Roe.

7 hhh. Attached hereto as **Exhibit LL.60** is a true and correct copy of  
8 stipulations related to choice of law for plaintiff Randee Romaner

9 iii. Attached hereto as **Exhibit LL.61** is a true and correct copy of  
10 stipulations related to choice of law for plaintiff Barbara Saunders.

11 jjj. Attached hereto as **Exhibit LL.62** is a true and correct copy of  
12 stipulations related to choice of law for plaintiff Keith Sealing.

13 kkk. Attached hereto as **Exhibit LL.63** is a true and correct copy of  
14 stipulations related to choice of law for plaintiff Nancy Seamons.

15 ll. Attached hereto as **Exhibit LL.64** is a true and correct copy of  
16 stipulations related to choice of law for plaintiff Jeanette and Tull  
17 Seymour.

18 mmm. Attached hereto as **Exhibit LL.65** is a true and correct copy of  
19 stipulations related to choice of law for plaintiff Richard Swalm.

20 nnn. Attached hereto as **Exhibit LL.66** is a true and correct copy of  
21 stipulations related to choice of law for plaintiff Linda Tang.

22 ooo. Attached hereto as **Exhibit LL.67** is a true and correct copy of  
23 stipulations related to choice of law for plaintiff Jane Taylor.

24 ppp. Attached hereto as **Exhibit LL.68** is a true and correct copy of  
25 stipulations related to choice of law for plaintiff Mary Ann Tucker.

26 qqq. Attached hereto as **Exhibit LL.69** is a true and correct copy of  
27 stipulations related to choice of law for plaintiff Elizabeth Van Zyl.  
28

- 1 rrr. Attached hereto as **Exhibit LL.70** is a true and correct copy of  
2 stipulations related to choice of law for plaintiff Frank Visconi.
- 3 sss. Attached hereto as **Exhibit LL.71** is a true and correct copy of  
4 stipulations related to choice of law for plaintiff Shirley Ward.
- 5 ttt. Attached hereto as **Exhibit LL.72** is a true and correct copy of  
6 stipulations related to choice of law for plaintiff Ted Wedul.
- 7 uuu. Attached hereto as **Exhibit LL.73** is a true and correct copy of  
8 stipulations related to choice of law for plaintiff Dana and Douglas  
9 Weller.
- 10 vvv. Attached hereto as **Exhibit LL.74** is a true and correct copy of  
11 stipulations related to choice of law for plaintiff Georgeann  
12 Whelan.
- 13 www. Attached hereto as **Exhibit LL.75** is a true and correct copy of  
14 stipulations related to choice of law for plaintiff Richard Wolfe.
- 15 xxx. Attached hereto as **Exhibit LL.76** is a true and correct copy of  
16 stipulations related to choice of law for plaintiff Carole Young.
- 17 40. Attached hereto as **Exhibits MM.1** through **MM.3** are true and correct  
18 copies of stipulations by Toyota.
- 19 a. Attached hereto as **Exhibit MM.1** is true and correct copy of  
20 stipulations by Toyota dated January 21, 2011.
- 21 b. Attached hereto as **Exhibit MM.2** is true and correct copy of  
22 stipulations by Toyota dated January 28, 2011.
- 23 c. Attached hereto as **Exhibit MM.3** is true and correct copy of  
24 stipulations by Toyota dated February 23, 2011.
- 25 41. Attached hereto as **Exhibits NN.1** through **NN.46** are true and correct  
26 copies the financing, purchase, and lease agreements referenced in the Non-California  
27 Plaintiffs' Fact Chart (Exhibit A hereto).
- 28

- a. Attached hereto as **Exhibit NN.1** is a true and correct copy of plaintiff Kathleen Allen's vehicle financing agreement (MDL2151-ELP-ALLEN-000030; TMCC-MDL 00000020).
- b. Attached hereto as **Exhibit NN.2** is a true and correct copy of plaintiff Jude Anheluk's vehicle financing agreement (TMCC-MDL 0000045).
- c. Attached hereto as **Exhibit NN.3** is a true and correct copy of plaintiff Joel and Lucy Barkers' vehicle financing agreement (TMCC-MDL 000092).
- d. Attached hereto as **Exhibit NN.4** is a true and correct copy of plaintiff Richard Benjamin's vehicle purchase agreement (GAULT-BNJMN-00000019).
- e. Attached hereto as **Exhibit NN.5** is a true and correct copy of plaintiff Albert and Wanda Bosses' financing agreement for their 2006 Toyota Avalon (TMCC-MDL 0000291).
- f. Attached hereto as **Exhibit NN.6** is a true and correct copy of plaintiff Brandon Bowron's vehicle purchase agreement (MCL2151-ELP-BOWRO-00005).
- g. Attached hereto as **Exhibit NN.7** is a true and correct copy of plaintiff Vanessa Bozeman's vehicle financing agreement (TMCC-MDL 0000310).
- h. Attached hereto as **Exhibit NN.8** is a true and correct copy of plaintiff Ebony Brown's vehicle financing agreement (TMCC-MDL 0000337).
- i. Attached hereto as **Exhibit NN.9** is a true and correct copy of plaintiff Deshawna Carter's vehicle financing agreement (TMCC-MDL 0000378).

- 1 j. Attached hereto as **Exhibit NN.10** is a true and correct copy of  
2 plaintiff David and Arlene Caylors' vehicle financing agreement  
3 (MDL2151-ELP-CAYLO-000006).
- 4 k. Attached hereto as **Exhibit NN.11** is a true and correct copy of  
5 plaintiff John Chant's vehicle purchase agreement (PUYLLP-  
6 CHANT 00000093) and John Chant's vehicle financing agreement  
7 (TMCC-MDL0000455).
- 8 l. Attached hereto as **Exhibit NN.12** is a true and correct copy of  
9 plaintiff Demetra Christopher's vehicle lease agreement (GREEN-  
10 DMTRA-00000037).
- 11 m. Attached hereto as **Exhibit NN.13** is a true and correct copy of  
12 plaintiff Walter Crigler's vehicle financing agreement (TMCC-  
13 MDL 000570).
- 14 n. Attached hereto as **Exhibit NN.14** is a true and correct copy of  
15 plaintiff Rocco and Bridie Doinos' vehicle financing agreement  
16 (TMCC-MDL0000650).
- 17 o. Attached hereto as **Exhibit NN.15** is a true and correct copy of  
18 plaintiff Hal Farrugia's purchase agreement (PNSKE-FRRGA-  
19 00000045).
- 20 p. Attached hereto as **Exhibit NN.16** is a true and correct copy of  
21 plaintiff Carole Fisher's vehicle financing agreement (TMCC-  
22 MDL 0000670).
- 23 q. Attached hereto as **Exhibit NN.17** is a true and correct copy of  
24 plaintiff John Flook's vehicle financing agreement (TMCC-MDL  
25 0000688).
- 26 r. Attached hereto as **Exhibit NN.18** is a true and correct copy of  
27 plaintiff John Geddis' vehicle financing agreement (TMCC-MDL  
28

0000717).

- s. Attached hereto as **Exhibit NN.19** is a true and correct copy of plaintiff Susan Gonzalez's vehicle financing agreement (TMCC-MDL 000734).
- t. Attached hereto as **Exhibit NN.20** is a true and correct copy of plaintiff Donald Graham's vehicle sales contract (GOTSC-GRAHM-00000014).
- u. Attached hereto as **Exhibit NN.21** is a true and correct copy of plaintiff Douglas Guilbert's vehicle lease agreement (TMCC-MDL 000759).
- v. Attached hereto as **Exhibit NN.22** is a true and correct copy of plaintiff Matthew Heidenreich's vehicle lease agreement (JOAPT-HNDR-00000006).
- w. Attached hereto as **Exhibit NN.23** is a true and correct copy of plaintiff Connie Kamphaus' vehicle lease agreement (PRMFC-KMPHS 00000108).
- x. Attached hereto as **Exhibit NN.24** is a true and correct copy of plaintiff William and Darlene Kleinfeldts' vehicle financing agreement (TMCC-MDL 0000925).
- y. Attached hereto as **Exhibit NN.25** is a true and correct copy of plaintiff John and Mary Laidlaws' vehicle purchase agreement (MDL2151-ELP-LAIDLW-000025) and vehicle financing agreement (TMCC-MDL 000976).
- z. Attached hereto as **Exhibit NN.26** is a true and correct copy of plaintiff Christopher Lenney's vehicle financing agreement (WOBRN-LENNY-00000046).

- 1           aa. Attached hereto as **Exhibit NN.27** is a true and correct copy of  
2           plaintiff Monica Lowe's vehicle buyer's order (KOONT-LOWEM-  
3           00000002).
- 4           bb. Attached hereto as **Exhibit NN.28** is a true and correct copy of  
5           plaintiff Priscilla Manarino-Leggett's vehicle buyer's order  
6           (PTRSN-LGTMN-00000033).
- 7           cc. Attached hereto as **Exhibit NN.29** is a true and correct copy of  
8           plaintiff Patrick Mann's vehicle financing agreement (TMCC-  
9           MDL 0000998).
- 10          dd. Attached hereto as **Exhibit NN.30** is a true and correct copy of  
11          plaintiff Steven McDaniel's vehicle lease agreement (TMCC-MDL  
12          00001857).
- 13          ee. Attached hereto as **Exhibit NN.31** is a true and correct copy of  
14          plaintiff Robert Navarro's vehicle purchase agreement (WHITE-  
15          NAVRO-00000017-18).
- 16          ff. Attached hereto as **Exhibit NN.32** is a true and correct copy of  
17          plaintiff Alyson Oliver's vehicle purchase agreement (WTRFD-  
18          OLVER-00000046).
- 19          gg. Attached hereto as **Exhibit NN.33** is a true and correct copy of  
20          plaintiff Karen Pedigo's vehicle financing agreement (TMCC-  
21          MDL 0002026).
- 22          hh. Attached hereto as **Exhibit NN.34** is a true and correct copy of  
23          plaintiff Roland Pippin's vehicle financing agreement (TMCC-  
24          MDL 0002057).
- 25          ii. Attached hereto as **Exhibit NN.35** is a true and correct copy of  
26          plaintiff Bianco and Steven Prades' vehicle purchase agreement  
27          (KOONS-STVEN-00000024).
- 28

- 1           jj. Attached hereto as **Exhibit NN.36** is a true and correct copy of  
2           plaintiff Sandra Reech's Pennsylvania Motor Vehicle Installment  
3           Sales Contract (GRENB-REECH-00000005).
- 4           kk. Attached hereto as **Exhibit NN.37** is a true and correct copy of  
5           plaintiff Randee Romaner's TMCC Lease Agreement (MDL2151-  
6           ELP-ROMAN-00005).
- 7           ll. Attached hereto as **Exhibit NN.38** is a true and correct copy of  
8           plaintiff Barbara Saunders' vehicle financing agreement (TMCC-  
9           MDL 0002203).
- 10          mm. Attached hereto as **Exhibit NN.39** is a true and correct copy of  
11          plaintiff Keith Sealings' vehicle lease agreement (OXMOR-SLNG-  
12          00000012).
- 13          nn. Attached hereto as **Exhibit NN.40** is a true and correct copy of  
14          plaintiff Richard Swalm's vehicle lease agreement (MDL2151-  
15          ELP-SWALM-000022, 26).
- 16          oo. Attached hereto as **Exhibit NN.41** is a true and correct copy of  
17          plaintiff Elizabeth Van Zyl's vehicle lease agreement (MDL2151-  
18          ELP-VANZY-000016) and buyer's order contains (MDL2151-  
19          ELP-VANZY-000021).
- 20          pp. Attached hereto as **Exhibit NN.42** is a true and correct copy of  
21          plaintiff Frank Visconi's vehicle financing agreement (TMCC-  
22          MDL 0002378).
- 23          qq. Attached hereto as **Exhibit NN.43** is a true and correct copy of  
24          plaintiff Georgeann Whelan's purchase agreement (MDL2151-  
25          ELP-WHELA-000087).
- 26          rr. Attached hereto as **Exhibit NN.44** is a true and correct copy of  
27          plaintiff Ted Wedul's vehicle financing agreement (TMCC-MDL  
28

0002401).

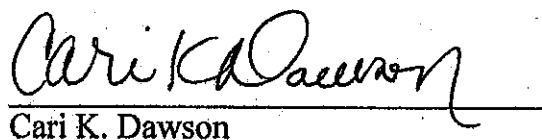
ss. Attached hereto as **Exhibit NN.45** is a true and correct copy of plaintiff Douglas and Dana Wellers' vehicle order (BRDGE-DUGLS-00000044) and vehicle financing agreement (TMCC-MDL 0002423).

tt. Attached hereto as **Exhibit NN.46** is a true and correct copy of plaintiff Richard Wolfe's purchase agreement (DTSLV-WOLFE-00000003).

42. Attached hereto as **Exhibits OO.1** through **OO.5** are true and correct copies of fact sheets responses and supplemental responses provided on behalf of plaintiffs George Radmall and Sandra L. Reech.

- a. Attached hereto as **Exhibit OO.1** is a true and correct copy of fact sheet responses provided on behalf of plaintiff George Radmall.
- b. Attached hereto as **Exhibit OO.2** is a true and correct copy of supplemental fact sheet responses provided on behalf of plaintiff George Radmall.
- c. Attached hereto as **Exhibit OO.3** is a true and correct copy of supplemental fact sheet responses provided on behalf of plaintiff George Radmall.
- d. Attached hereto as **Exhibit OO.4** is a true and correct copy of fact sheet responses provided on behalf of plaintiff Sandra Reech.
- e. Attached hereto as **Exhibit OO.5** is a true and correct copy of supplemental fact sheet responses provided on behalf of plaintiff Sandra Reech.

1 I declare under penalty of perjury under the laws of the United States of  
2 America that foregoing is true and correct. Executed this 31<sup>st</sup> day of March, 2011 at  
3 Atlanta, Georgia.

4  
5   
6 Cari K. Dawson

PROOF OF SERVICE

I, Laura Olagues, declare:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is c/o Alston & Bird LLP, 333 South Hope Street, Sixteenth Floor, Los Angeles, California 90071. I am over the age of eighteen years and not a party to the action in which this service is made.

On April 1, 2011, I served the document(s) described as **DECLARATION OF CARI K. DAWSON IN SUPPORT OF (1) TOYOTA'S RESPONSE TO CERTAIN ECONOMIC LOSS PLAINTIFFS' MOTION FOR THE APPLICATION OF CALIFORNIA LAW AND (2) TOYOTA'S CROSS-MOTION FOR CHOICE-OF-LAW DETERMINATION AS TO ALL ECONOMIC LOSS CASES AND PLAINTIFFS BEFORE THIS COURT** on the interested parties in this action by enclosing the document(s) in a sealed envelope addressed as follows:

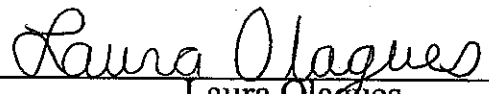
SEE ATTACHED SERVICE LIST

X BY UPS NEXT DAY AIR I deposited such envelope in a facility regularly maintained by UPS with delivery fees fully provided for or delivered the envelope to a courier or driver UPS authorized to receive documents at Alston & Bird LLP, 333 South Hope Street, Los Angeles, California 90071 with delivery fees fully provided for.

BY E-MAIL: I caused such documents to be delivered via electronic transmission to the offices of the addressee(s) at the e-mail listed in the court's electronic filing system.

X [Federal] I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 1, 2011, at Los Angeles, California.

  
Laura Olagues

**United States District Court  
Central District of California  
In Re: Toyota Motor Corp. Unintended Acceleration  
Marketing, Sales Practices, And Products Liability Litigation  
Case No.: 8:10ML2151 JVS (FMOx)**

**SERVICE LIST**

STEVE W. BERMAN  
Email: steve@hbsslaw.com  
HAGENS BERMAN SOBOL  
SHAPIRO LLP  
1918 Eighth Avenue, Suite 3300  
Seattle, WA 98101  
Telephone: (206) 268-9320  
Facsimile: (206) 623-0594

*Co-Lead Plaintiffs' Counsel for Economic  
Loss Cases*

MARC M. SELTZER  
Email: mseltzer@susmangodfrey.com  
SUSMAN GODFREY L.L.P.  
1901 Avenue of the Stars, Suite 950  
Los Angeles, CA 90067  
Telephone: (310) 789-3102  
Facsimile: (310) 789-3006

*Co-Lead Plaintiffs' Counsel for Economic  
Loss Cases*

FRANK M. PITRE  
Email: fpitre@cpmlegal.com  
COTCHETT, PITRE  
& MCCARTHY  
840 Malcolm Road, Suite 200  
Burlingame, CA 94010  
Telephone: (650) 697-6000  
Facsimile: (650) 697-0577

*Co-Lead Plaintiffs' Counsel for Economic  
Loss Cases*

ELIZABETH J. CABRASER  
Email: ecabraser@lchb.com  
LIEFF CABRASER HEIMANN  
& BERNSTEIN, LLP  
275 Battery Street, Suite 3000  
San Francisco, CA 94111  
Telephone: (415) 956-1000  
Facsimile: (415) 956-1008

*Co-Lead Plaintiffs' Counsel for Personal  
Injury/Wrongful Death Cases*

MARK P. ROBINSON, JR.  
Email: beachlawyer51@hotmail.com  
ROBINSON, CALCAGNIE  
& ROBINSON INC.  
620 Newport Center Drive, 7th Floor  
Newport Beach, CA 92660  
Telephone: (949) 720-1288  
Facsimile: (949) 720-1292

*Co-Lead Plaintiffs' Counsel for Personal  
Injury/Wrongful Death Cases*